

Message Text

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PAGE 01 KHARTO 00006 041157Z

53

ACTION AF-18

INFO OCT-01 EUR-25 ISO-00 OMB-01 NEA-10 CU-04 CIAE-00

DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-10 PA-04

RSC-01 PRS-01 SPC-03 SS-20 USIA-15 IO-14 AID-20

ACDA-19 SCA-01 SY-10 DRC-01 /201 W

----- 016677

R RQQQZ JAN 74

FM AMEMBASSY KHARTOUM

TO SECSTATE WASHDC 7544

INFO AMEMBASSY BRUSSELS

C O N F I D E N T I A L KHARTOUM 0006

E.O. QYTWC GDS

TAGS: PINS, SU

SUBJ: STATUS BSO TRIAL

REF: KHARTOUM 2722

EMBASSY LAWYER SAW AMBASSADOR DEC. 29 TO REVIEW CURENT STATUS LEGAL PROCEEDINGS AGAINST BSO TERRORISTS. LAWYER SAID HE UNDERSTOOD DEFENSE COUNSEL HAD RECENTLY TOLD PROVINCIAL JUR THAT DEFENSE WOULD BE SUBMITTING ADDITIONAL REASONS" TO SUPPORT ITS APPEAL AGNST MAGISTRATES RULINGS ON JURISDICTION AND SUMMARY PROCEDURE (KHARTOUM 2722). DESCRIBING PROVINCIAL JUDGE AS "LAZY", LAWYR NOTED THAT JUDGE HAD SET NO TIME LIMIT BUT MERELY SAID HE WOULD AWAIT SUBMISSION OF "LEGAL REASONS".

IN RESPONSE QUERY, LAWYR AGREED THIS PROCEDURE SLIGHTLY IRREGULAR. PROSECUTOR COULD SEEK THROUGH MAGISTRATE TO GET INQUIRY MOVING MORE RAPIDLY PROVIDED ORIGINARNAPPEAL PAPERSHBAD NOT YET LEFT MAGISTRATE'S DESK HOWEVER, IF PROVINCIALJUDGE NOW FORMALLY SEIZED OF CASE, MAGISTRATE' ABILITY TAKE INDEPENDENT ACTION SMALL. AFTER CMSIDERABLE DISCUSSION IT WAS AGRED LAWYER WOULD HAVE PRIVATE WORD

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PAGE 02 KHARTO 00006 041157Z

W*TH CHIEF JUSTICE KHALAFALLA RAYID (UST BACK FROM A
LEADER GRANTEE TRIP TO THE UNITED STATES) TO SEE WYTH
RASHID COULD NOT STIMULATE PROVINCIAL JUDGE TO GREATER
ACTIVITY.

3. COMMENT: DUE VARIOUS NATIONAL AND RELIGIOUS HOLIDAYS
GOS HAS BEEN IN SWTE SUSPENDED ANIMATION SINCE END
DECEMBER AND WILL NOT AGAIN BE OPERATING UNTIL JANUARY UAIM
WE HOPE TEMPO AVION RE BSO TERRORISTS WILL PICK UPAT THAT
TIME AND WILL CONTINUE DO ALL WE DISCREETLY CAN MOVE PROCESS
ALONG. BREWER

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NNN

*** Current Handling Restrictions *** n/a

*** Current Classification *** CONFIDENTIAL

Message Attributes

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Disposition Authority: garlanwa
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
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